CITY HALL COUNCIL CHAMBERS
SANTA MARIA, CALIFORNIA
REGULAR MEETING

AUGUST 17, 2004

INVOCATION
Pastor Carl Nielsen of Bethel Lutheran Church gave the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAG
Councilmember Trujillo led the pledge of allegiance.

ROLL CALL
MEMBERS PRESENT
Councilmembers Mariscal, Orach, Patino, Trujillo, and Mayor Lavagnino.

ALSO PRESENT
City Manager Ness, Assistant City Manager Haydon, Interim City Attorney Stockton, Director of Administrative Services Snodgrass, Director of Community Development Lindsey, Director of Public Works Karp, Police Chief Macagni, Assistant Fire Chief Moreno, Director of Utilities Chisam, Planner III Shipsey, Solid Waste/Utilities Engineer Zhao, Special Projects Manager Sterling, and Chief Deputy City Clerk Perez.

INTRODUCTION OF NEW ADMINISTRATIVE SERVICES DIRECTOR
City Manager Ness introduced the City's new Director of Administrative Services, Lynda Snodgrass, welcomed her to the City, and gave a brief overview of her experience.

Lynda Snodgrass thanked the Council for its welcome and said she looked forward to working with them.

VOLUNTEER OF THE MONTH
Councilmember Mariscal presented Mallard Holding Company, the Recreation and Parks Volunteer of the Month for August 2004, with a gift for its commitment and dedication to youth programs through the Families for the First Decade Project. The gift was accepted by Jacque Soarez and Paul Sill, Marketing Directors for Mallard Holding Company.

CONSENT CALENDAR
James Watson asked to have Item 2A be pulled for comment. He requested the Council read all ordinances in full.

Councilmember Patino indicated she would be abstaining from Item 2B – the Minutes of the August 3rd City Council meeting and Items 2E and 2F, Ordinance Nos. 2004-12 and 2004-13, as she was absent from that meeting.

Consent Calendar Items A through Q were accepted, approved with the indicated action, and ordered ratified on motion by Councilmember Orach, seconded by Councilmember Mariscal, and carried on the following vote:

AYES:	Councilmembers Mariscal, Orach, Patino, Trujillo, and Mayor Lavagnino
NOES:	None
ABSENT:	None
ABSTAIN:	Councilmember Patino (Item 2B, E and F)

A. ORDINANCES
The reading in full of all ordinances was waived. Ordinances on the Consent Calendar will be adopted by the same vote cast at the first reading unless City Council indicates otherwise.

B. MINUTES
The Minutes of the Regular City Council Meeting of August 3, 2004, were approved as submitted.

C. WARRANTS
Warrant Nos. 114292 to 114634 in the amount of $1,308,504.55 were ordered ratified subject to having been certified as being in conformity with the budget and having been approved for payment by the Director of Administrative Services. Warrant Nos. 113313, 114159, 114165, and 114405 were canceled.

D. PAYROLL
Payment of payroll was ordered ratified subject to having been certified by the proper Department Heads as shown on records on file in the Administrative Services Department and having been approved for payment by the Director of Administrative Services.

E. ORDINANCE NO. 2004-12
Second reading of Ordinance No. 2004-12, amending the list of uses permitted, conditionally permitted, and prohibited in the Meyer "A" Street project, was conducted and the ordinance was adopted.

Ordinance No. 2004-12 adopted. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA AMENDING THE LIST OF PERMITTED, CONDITIONALLY PERMITTED, AND PROHIBITED USES FOR THE 11.84 ACRE MEYER "A" STREET PROJECT, LOCATED AT THE SOUTHEAST CORNER OF "A" STREET AND BETTERAVIA ROAD.

F. ORDINANCE NO. 2004-13
Second reading of Ordinance No. 2004-13, amending Chapter 7 of Title 12 of the Municipal Code to allow two dwelling units on lots of 6,000 square feet or less provided all setback, open space, landscaping, and parking requirements of the R-2 Zone are met, was conducted and the ordinance was adopted.

Ordinance No. 2004-13 adopted. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING AN AMENDMENT TO CHAPTER 7 (R-2 ZONING DISTRICT) OF TITLE 12 OF THE SANTA MARIA MUNICIPAL CODE, Z-2004-001.

G. ABC LICENSE – CALIFORNIA WINE WORKS, LLC
A notice from the California Department of Alcoholic Beverage Control of an application for an Alcoholic Beverage License in an existing warehouse for California Wine Works LLC located at 2717 Aviation Way, Suite E-32, was noted and filed.

H. ABC LICENSE – MYSTERY CELLARS
A notice from the California Department of Alcoholic Beverage Control of an application for an Alcoholic Beverage License in an existing warehouse for Mystery Cellars located at 2717 Aviation Way, Suite E-23, was noted and filed.

I. ABC LICENSE – BATTLES MINI MARKET
A notice from the California Department of Alcoholic Beverage Control of an application for an Alcoholic Beverage License in an existing business (Person to Person Transfer) for Battles Mini Market located at 1614 S. McClelland Street was noted and filed.

J. WORKFORCE HOUSING REPORT
A continuance was granted for submittal of the Workforce Housing Report to allow for additional public input and certification of the City's Housing Element by the State Department of Housing and Community Development.

K. PARKING ZONES
Resolution No. 2004-158 was adopted approving the establishment of 30-minute parking zones on East Chapel Street near School Street.

Resolution No. 2004-158 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING 30-MINUTE PARKING ZONES ON EAST CHAPEL STREET PURSUANT TO SECTION 7-5.14 OF THE SANTA MARIA MUNICIPAL CODE.

L. NO STOPPING ZONES
Resolution No. 2004-159 was adopted approving the proposed establishment of no stopping zones on Paden Street near Carlotti Drive.

Resolution No. 2004-159 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING NO STOPPING ZONES ON PADEN STREET PURSUANT TO SECTION 7-5.16 OF THE SANTA MARIA MUNICIPAL CODE.

M. BOULEVARD STOPS
Resolution No. 2004-160 was adopted approving boulevard stops at the intersection of West El Camino Street and North Oakley Avenue.

Resolution No. 2004-160 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ESTABLISHING A TWO-WAY STOP AT WEST EL CAMINO STREET AND NORTH OAKLEY AVENUE PURSUANT TO SECTION 7-5.20 OF THE SANTA MARIA MUNICIPAL CODE.

N. CALL FOR BIDS
Approval was granted to call for bids on the plans and specifications for Highway 101/Betteravia Road and Main Street Beautification, Bid No. 2005/02.

O. CALL FOR BIDS
Approval was granted to call for bids on the plans and specifications for Santa Maria Valley Railroad Multipurpose Trail – Phase 1B, Bid No. 2005/05.

P. US ENERGY AGREEMENT
Resolution No. 2004-161 was adopted authorizing the Director of Utilities to execute an agreement with US Energy Operating Systems to utilize the gas produced at the City of Santa Maria Wastewater Treatment Plant (WWTP).

Resolution No. 2004-161 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, AUTHORIZING AND DIRECTING THE DIRECTOR OF UTILITIES TO EXECUTE AN AGREEMENT WITH US ENERGY OPERATING SERVICES TO UTILIZE GAS FROM THE WASTEWATER TREATMENT PLANT FOR CONVERSION TO ELECTRICITY FOR USE BY AND FOR THE WASTEWATER TREATMENT PLANT.

Q. MUNICIPAL ELECTRICAL SYSTEM APPLICATION
Resolution No. 2004-162 was adopted authorizing the Director of Utilities to file an application with PG&E requesting interconnection to a possible new municipal electrical distribution system.

Resolution No. 2004-162 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, AUTHORIZING THE DIRECTOR OF UTILITIES TO FILE AN APPLICATION WITH PACIFIC GAS AND ELECTRIC (PG&E) REQUESTING INTERCONNECTION OF A NEW CITY-OWNED ELECTRICAL DISTRIBUTION SYSTEM TO THE EXISTING PG&E ELECTRICAL DISTRIBUTION SYSTEM AND TO PAY NECESSARY FEES ASSOCIATED WITH THE APPLICATION.

PUBLIC COMMENT
Bob Ziener spoke regarding the need for community support of the Santa Maria Airport and a letter to the editor in the Santa Maria Times regarding the Airport.

Salvador Gascon spoke regarding the privilege of voting and urged citizens to register and vote in the November election.

James Watson spoke against fluoridation and in support of Measure W2004.

Hector Gonzalez spoke in favor of fluoridation and against Measure W2004. He read excerpts from a Surgeon General Statement on fluoridation.

Mayor Lavagnino moved Item 6 forward on the agenda to be discussed next.

APPOINTMENT TO ALL-AMERICA CITY COMMITTEE

Mayor Lavagnino stated there was one application received for the youth vacancy from Miranda Lahr.

Councilmember Mariscal nominated Miranda Lahr to serve on the All-America City Committee. He indicated Miss Lahr was a member of the Key Club and had come highly recommended.

On motion by Mayor Lavagnino, second by Councilmember Patino, and carried unanimously, Miranda Lahr was appointed to fill the unexpired term on the All-America City Committee through January 2005.

Mayor Lavagnino announced that the City had just received a letter from Terri Lee Coleman resigning from the All-America City Committee, and the City would be advertising that vacancy in the near future.

ECONOMIC DEVELOPMENT ASSOCIATION YEAR-END REPORT

Rose Cornelius, newly installed Board President for the Economic Development Association (EDA), thanked the City Council for its continued support and indicated that the Board and staff were revitalized and looking forward to an exciting future.

Jerri Akins, Interim Executive Director, presented the Continued Prosperity Program 2003-04 Annual Report. She highlighted the five goals and the specific activities of the program. In September 2003, a CEO Reception was held with seven companies in attendance. A second reception was held in February 2004 with three companies in attendance. Site visits were conducted in October and November with Leading Industries of Oxnard and Solar Integrated Technologies from Los Angeles. Through participation in the Central Coast Marketing Team, the EDA received leads from all five trade shows in which the group participated. Marketing materials were updated after the *North County Economic Outlook 2004* was printed. The EDA's web page, membership in the Central Coast Marketing Team, and Red Team also provided leads this year. EDA assisted several companies in their expansion processes in 2003-04 including McKeon Phillips Winery, CafeFX, Kirby Morgan Dive Systems, Tri-County Builder Supply, Babe Farms, Mid-State Concrete, Hardy Diagnostics, and United Paradyne. Other activities conducted by EDA during the year included attendance at 22 monthly luncheons, 10 monthly manufacturers meetings, 1 ground breaking ceremony, 1 ribbon cutting ceremony, conducting 101 business surveys, and publication of 11 issues of the Valley Focus newsletter.

Ms. Akins also gave a brief overview of the intention and vision of the EDA for the future including a restructuring and revamping in the areas of business attraction, retention surveys, finding additional funding sources, and staff responsibilities.

Bob Engel, member of the Board of Directors, thanked the Council for its support of the EDA and commented on the changes the Council would see in the EDA.

Robin Hayhurst, Santa Maria Valley Contractors Association, commended the EDA for their efforts and their cooperation in working with other organizations in the community.

Victor Tognazzini, Board Member, stated he was very pleased with the partnership between the EDA and the City. In response to a meeting several months ago with members of the City Council and the City Manager, the EDA has explored numerous avenues. The City needed entry level jobs and jobs for those people who wanted to move up the ladder. He thanked the Council for giving the Board a push.

Robert Acquistapace, Board Member, also commended the City for its partnership with the EDA. He said he has seen a lot of changes in the EDA in the last four or five years, but what they have accomplished in the last six months was phenomenal.

Raymond Deutsch, Board Member, indicated he had been a member of the EDA for over thirty years, and all the individuals on the Board were really committed.

Laurie Tamura, Vice President, stated once you start thinking outside the box and bringing in creative people from the community, good things can happen. The executive board is taking it upon themselves to revitalize the EDA.

Mayor Lavagnino asked if funding from Santa Barbara County for the EDA would preclude them from enticing businesses from other areas of the County to come to Santa Maria.

Ms. Akins explained they would be meeting with the County and trying to work out an agreement for that and would keep the Council apprised on those discussions. She indicated the funding from the County had no strings attached.

Councilmember Mariscal asked what the outcome of the cooking classes at the Vintner's Park was.

Ms. Akins explained that McKeon Phillips Winery was permitted to hold the cooking classes under their current permit and no additional approvals were necessary.

Councilmember Mariscal said he was pleased to see almost the entire EDA Board of Directors at the meeting. He asked when the Council could expect to see a formal, written plan on what changes the EDA was going to make.

Ms. Akins explained that by the end of the week they hoped to have a revised budget and should have a working plan completed within the next two weeks.

Councilmember Mariscal asked what geographic locations were covered by the Central Coast Marketing Team (CCMT).

Ms. Akins explained that it included Monterey, Gilroy, and King City to the Ventura County line. It is made up of nine areas and is part of the State-wide marketing team. Each group selects the trade shows it wants to attend and then shares the costs to attend.

Councilmember Mariscal stated he felt that his concerns had been heard by the EDA, and he appreciated the EDA Board taking his comments seriously. He asked that the EDA continue to aggressively pursue bringing businesses from Ventura, Goleta, Santa Barbara and Lompoc into Santa Maria.

Council thanked Ms. Akins for the report. The report was received and filed.

PRESENTATION ON ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

County of Santa Barbara Housing and Community Development Director Ed Moses and Economic Development Coordinator Jim Claybaugh gave a presentation on the restructuring of the county-wide economic development advisory body. This new body would provide economic development policy and program guidance to the Department and the Board of Supervisors. Representation on this advisory body has been reserved for each municipality in the county. On January 28 and 29, 2004, the Housing and Community Development Department conducted a county-wide forum to discuss relevant business and business climate issues within Santa Barbara County. The forum was attended by more than 80 individuals from various businesses, Chambers of Commerce, industry groups and governmental representatives. Two of the products that resulted from this forum were a new mission statement for HCD's Economic Development Division and a recommended revision of the existing Economic Development Advisory Committee to a new economic development advisory body to advise the Department of Housing and Community Development and the Board of Supervisors on economic vitality policy. This new body would have a more equal representation of the different sectors of the local and regional economy. The Economic Development Advisory Committee (EDAC) was originally created in February 2001 to enhance economic development activities throughout the county by facilitating communication and collaboration among the various business groups in the county, and to develop and complete a Comprehensive Economic Development Strategy to allow local jurisdictions to apply for federal economic development grant funding. With the completion and approval of the Comprehensive Economic Development Strategy this year, a significant mission of the EDAC has been fulfilled. It is appropriate at this time to consider a restructuring of EDAC into a new

advisory body focused on policy review and recommendation. The proposed composition of the new advisory body more closely mirrors the local and regional economy. They requested the Council appoint a representative to serve on the new Economic Development Advisory Committee.

Mayor Lavagnino nominated Councilmember Patino to serve on the Economic Development Advisory Committee. Council concurred.

Mayor Lavagnino thanked Mr. Moses and Mr. Claybaugh for their presentation.

REPORT BY CITY MANAGER

City Manager Ness reported on items for the September 7, 2004, City Council meeting including a public hearing for the Asuncion General Plan Amendment and Zone Change, a public hearing on the annual Local Law Enforcement Grant, and introduction of the Centennial Committee.

ORAL REPORTS OF COUNCILMEMBERS AND OFFICERS

Councilmember Orach thanked the Marian Foundation for the donation of three defibrillators to the City.

Councilmember Patino reported on the Chamber of Commerce dinner at which the City of Santa Maria was awarded the "Citizen of the Year" award and the Recreation and Parks Department was awarded the "Robert F. Grogan" award.

CLOSED SESSION

The City Council recessed at 8:07 p.m. to a Closed Session for Conference with Legal Counsel regarding existing litigation pursuant to Subsection (a) of Government Code Section 54956.9 to discuss Santa Maria Valley Water Conservation District v. City of Santa Maria; and Conference with Legal Counsel regarding threatened litigation pursuant to Subsection (b) of Government Code Section 54956.9 for 1 matter.

After the Closed Session, the following was announced:

Santa Maria Valley Water Conservation District v. City of Santa Maria – Status report. Director to staff.

Threatened Litigation - Direction to staff.

ADJOURNMENT

There being no further business to come before the City Council at this time, the meeting was declared adjourned at 9:33 p.m. by order of Mayor Lavagnino.

APPROVED September 7, 2004
Date

Chief Deputy City Clerk of the City of Santa Maria and ex officio Clerk of the City Council

ATTEST:
Chief Deputy City Clerk

Mayor of the City of Santa Maria